

108TH CONGRESS
1ST SESSION

H. R. 1170

To protect children and their parents from being coerced into administering psychotropic medication in order to attend school, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2003

Mr. BURNS (for himself, Mr. HASTERT, Mr. BOEHNER, Mr. CASTLE, Mr. BALLENGER, Mr. SAM JOHNSON of Texas, Mr. ISAKSON, Mr. TIBERI, Mr. WILSON of South Carolina, Mr. COLE, Mr. KLINE, Mrs. MUSGRAVE, Ms. WATSON, Mr. BURTON of Indiana, and Mr. TANCREDO) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To protect children and their parents from being coerced into administering psychotropic medication in order to attend school, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Child Medication Safe-
5 ty Act of 2003”.

1 **SEC. 2. PROHIBITION ON REQUIRING THE USE OF PSYCHO-**
2 **TROPIC MEDICATION.**

3 As a condition of receiving funds under any program
4 or activity administered by the Secretary of Education,
5 each State shall develop and implement policies and proce-
6 dures prohibiting school personnel from requiring a child
7 to obtain a prescription for a controlled substance in
8 schedule II under section 202(c) of the Controlled Sub-
9 stances Act (21 U.S.C. 812(c)) as a condition of attending
10 school or receiving services.

11 **SEC. 3. DEFINITIONS.**

12 In this Act:

13 (1) CHILD.—The term “child” means any per-
14 son within the age limits for which the State pro-
15 vides free public education.

16 (2) STATE.—The term “State” means each of
17 the 50 States, the District of Columbia, and the
18 Commonwealth of Puerto Rico.

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